

**GOVERNMENT OF TELANGANA
ABSTRACT**

Public Servants – Home Department – Allegation of corruption against Sri Avula Prasad, Sub Inspector of Police, Police Station Abids, Hyderabad City – Sanction of Prosecution under the Prevention of Corruption Act, 1988 – Accorded – Orders – Issued.

HOME (SC) DEPARTMENT

G.O.Ms.No. 2

Dated: 01.07.2014.

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ORDER:-

Whereas, Sri Avula Prasad, worked as Sub Inspector, Police Station Abids, Hyderabad from 04.09.2008 to 21.04.2013 and by virtue of the post held by him, he is a Public Servant within the meaning of clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988);

2. And whereas, Sri Kaukuntla Madhava Reddy S/o. Late K. Laxmikanth Reddy, Assistant Executive Engineer, R/o. Flat No.401, Soundarya Laxmi Towers, Tapovan Colony, Saroor Nagar, Hyderabad, is working as Asst. Executive Engineer, Western Division, A.P. Housing Board, Kukatpally for the past five (5) months and is the General Secretary of the Telangana Housing Board Engineers Association for the last one (1) year prior to the complaint. On 8.4.2013, he visited the Head Office, A.P.H.B., Gruhakalpa Building to meet the Secretary, APHB for the purpose of their promotions from A.E. / A.E.E. to Deputy Executive Engineer. When he was in the Peshi of Secretary, Smt. Jayalaxmi came there and abused him as leaders are dongalu (thieves). On that, Sri K. Madhava Reddy asked her why she was abusing him and in the mean time Secretary intervened between them and pacified the issue and they went away. On the same day, Smt. Jayalaxmi lodged a complaint against Sri K. Madhava Reddy at Police Station, Abids, Hyderabad, vide Cr.No.121/2013 under section 506, 509 of the Indian Penal Code. On 09.04.2013, Sri A. Prasad contacted Sri K. Madhava Reddy over his cell phone No.9652234013 through his cell No.9490616852 and asked Sri K. Madhava Reddy to come to the Police Station, Abids as a case was already registered. On that, Sri K. Madhava Reddy surrendered before the Hon'ble II A.C.M.M. Court at Nampally, Hyderabad and obtained bail on 12.04.2013. Sri A. Prasad, Sub Inspector contacted Sri K. Madhava Reddy over cell phone on 13.04.2013 and demanded bribe amount for not adding section 354 of the Indian Penal Code and also not to intimate his involvement in criminal case to his department. Sri A. Prasad also asked Sri K. Madhava Reddy to come to nearby traffic Police Station in between 2 PM to 3 PM Mojamjahi Market, Hyderabad. Accordingly, Sri K. Madhava Reddy met Sri A. Prasad and paid a bribe amount of Rs.7,000/-. On that Sri A. Prasad demanded bribe amount of Rs.30,000/- including Rs.7,000/- for which, Sri K. Madhava Reddy informed A. Prasad that he cannot afford it and went away. On 18.04.2013, Sri A. Prasad asked Sri K. Madhava Reddy over his cell phone No.9440946826 to be available at Head Office on the same day for investigation purpose. Sri A. Prasad visited his head office and recorded witnesses in the above case. Further, Sri A. Prasad demanded bribe amount of Rs.25,000/- at the Head Office of Sri K. Madhava Reddy and threatened if not paid the bribe amount will add the section 354 of Indian Penal Code and also intimate his involvement in criminal case to Sri K. Madhava Reddy's department and the case will be kept pending until the bribe amount is paid. On Sri K. Madhava Reddy's repeated request, Sri A. Prasad reduced the bribe amount to Rs.20,000/- and also informed Sri K. Madhava Reddy that he will contact Sri K. Madhava Reddy through phone about the payment of bribe within 3 days;

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3. And whereas, Sri K. Madhava Reddy was not willing to pay the bribe amount of Rs.20,000/- (Twenty Thousand Rupees Only) to A. Prasad, on 20.04.2013 at 1700 hours, approached the Deputy Superintendent of Police, Anti Corruption Bureau, City Range-2, Hyderabad and presented a report against A. Prasad and the same was endorsed to the Inspector for verification. After due verification on 21.04.2013 at 10.30 AM the said complaint was registered as a case in Cr.No.09/RCT-CR-II/2013 under section 7 of Prevention of Corruption Act, 1988 by the Deputy Superintendent of Police and he proposed to lay a trap;

4. And whereas, on 21.04.2013, Sri K. Madhava Reddy made a phone call to A. Prasad and enquired about the place, where he would meet Sri K. Madhava Reddy, to give the demanded bribe amount of Rs.20,000/- on which A. Prasad informed that he will come to Ramakrishna Cinema hall parking within one hour and instructed to meet him at the said place. Sri K. Madhava Reddy parked his car in the parking place of Ramakrishna 70 MM Cinema hall at 14.55 hours and then the trap party took the vantage possession in and around the Ramakrishna Cinema Hall. A. Prasad came on Motor Cycle in Mufty and stopped his motor cycle in front of Sri K. Madhava Reddy and then Sri K. Madhava Reddy gave the bribe amount of Rs.20,000/- at 1515 hours on the demand of A. Prasad, who accepted with his right hand and kept the same in his left side front shirt pocket. The Sodium Carbonate Solution test conducted over both the hand fingers of Sri A. Prasad, the right hand fingers yielded positive result and the chemical test conducted on the inner flap of the front left side shirt pocket, and on the leather cell phone pouch which are came in contact with the tainted bribe amount, yielded positive result ;

5. And whereas, the above acts of Sri Avula Prasad, Sub Inspector of Police, Police Station Abids, Hyderabad constitute offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988);

6. And whereas, the Government of Telangana, being the competent authority to remove Sri Avula Prasad, Sub Inspector of Police, Police Station Abids, Hyderabad, from the Government service and after fully and carefully examining the material placed before them i.e., copy of First Information Report, Mediators Report I and II, Preliminary Report, statements of witnesses and Final Investigation Report in respect of the above said allegations and having regard to the facts and circumstances of the case, consider that the said Sri Avula Prasad, Sub Inspector of Police, Police Station Abids, Hyderabad should be prosecuted in a competent court of law for the aforesaid offence;

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7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Telangana hereby accord sanction for the prosecution of the said Sri Avula Prasad, Sub Inspector of Police, Police Station Abids, Hyderabad, for the above said offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the above said acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

(AJAY MISRA)
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To,
The Director General, Anti Corruption Bureau,
Telangana, Hyderabad.

Copy to:
The Law (E) Department.